

MAY 21 2007

sanofi pasteur

The vaccines business of sanofi-aventis Group

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From:
 Robert Yoshida
 Sanofi Pasteur Inc.

This facsimile is 11 pages, including this cover page

May 21, 2007

Re:	Appl. No.:	09/673,133
	Applicant:	Lisa E. Myers et al.
	Filed:	June 11, 2002
	Title:	Transferrin Receptor Genes of Moraxella
	TC/A.U.:	1646
	Examiner:	Pak, Michael D
	Confirmation No.:	9490
	Docket No.:	1038-1102 MIS:JB

This facsimile consists of:

Transmittal Form (1 page)
 Response to "Notice of Drawing Inconsistency with Specification" (6 pages)
 Notice of Drawing Inconsistency with Specification (2 pages)
 Certificate of Transmission (1 page)

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FORM

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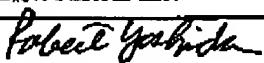
Total Number of Pages in This Submission

Application Number	09/673,133
Filing Date	June 11, 2002
First Named Inventor	Lisa E. Myers
Art Unit	1646
Examiner Name	Pak, Michael D
Total Number of Pages in This Submission	9
Attorney Docket Number	1038-1102 MIS:JB

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Response to "Notice of Drawing Inconsistency with Specification"; the Notice of Drawing Inconsistency with Specification, mailed May 8, 2007; and Certificate of Transmission.
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
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Remarks		
The total number of pages of this submission includes this Transmittal form.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Sanofi Pasteur Inc.		
Signature			
Printed name	Robert Yoshida		
Date	May 21, 2007	Reg. No.	54,941

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/673,133	06/11/2002	Lisa E. Myers	1038-1102 MIS:JB	9490
7590	05/08/2007			
Sanofi Pasteur Inc. Intellectual Property - Knerr Building One Discovery Drive Swiftwater, PA 18370			EXAMINER	
			PAK, MICHAEL D	
			ART UNIT	PAPER NUMBER
			1646	
			MAIL DATE	DELIVERY MODE
			05/08/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

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NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION

The drawings filed 10/11/2000 have been received. However, an inconsistency exists between the drawings and the Brief Description of the Drawings in the specification.

Figures 10, 11 are listed in the Brief Description of the Drawings in the specification but not contained in the Drawings.

Figures are contained in the Drawings but not listed in the Brief Description of the Drawings in the specification.

Applicant is required to correct the above-noted inconsistency within a time period of **ONE MONTH or THIRTY (30) DAYS**, whichever is longer, from the mailing date of this Notice, or within the time remaining in the time period set forth in the Notice of Allowability (Form PTOL-37) to file corrected drawings, whichever is longer. **NO EXTENSION OF THIS TIME PERIOD MAY BE GRANTED UNDER EITHER 37 CFR 1.136 (a) OR (b)**

Failure to correct the above noted inconsistency will result in **abandonment** of the application.

The file will be held in the Publishing Division to await the correction of the inconsistency.

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Office of Patent Publication/Publishing Division
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FORM PTO-1631 (REV. 10-03)

U.S. Appl. No. 09/673,133, filed June 11, 2002
 Attorney Docket No. 1038-1102 MIS:JB

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The following papers listed below are submitted:

Transmittal Form (1 page)

Response to Notice of Drawing Inconsistency with Specification (6 pages)

Notice of Drawing Inconsistency with Specification, mailed May 8, 2007 (2 pages).

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